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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: MINORU MORIYA et al.

Serial No. 10/544,261

Filed: August 3, 2005

For: MELANIN-CONCENTRATING HORMONE RECEPTOR
ANTAGONISTS CONTAINING PIPERIDINE DERIVATIVES
AS THE ACTIVE INGREDIENT

Art Unit: _____

Examiner: _____

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97

Sir:

1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).
2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.
3. Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
4. Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By

Date

10/3/05

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INFORMATION DISCLOSURE STATEMENT

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120 are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

RELATED APPLICATION		
U. S. SERIAL NUMBER	FILING DATE	MERCK CASE

If this is inconvenient, additional copies will be submitted upon request.

6. In accordance with 37 C.F.R. 1.97, (check one)

the attached information is filed within three months of the filing date of the captioned case.

the attached information is filed more than three months after the filing date but prior to the mailing of a first Office Action on the merits.

the attached information is filed before the mailing of a first Office action after the filing of a request for continued examination under §1.114.

the attached information is being filed more than three months after the filing date and after the mailing of a first Office Action on the merits, but before the mailing date of a Final Action, Notice of Allowance, or an action that otherwise closes prosecution in the application. The enclosed authorization is therefore given to charge Deposit Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p).

each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.

each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart application and *this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the information disclosure statement.*

no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated under 37 C.F.R. 1.56(c) more than three months prior to the filing of this Statement.

Respectfully submitted,



By: CATHERINE D. FITCH

Attorney _____ For Applicant(s)

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Date: Oct 31, 2005

Substitute for form 1449A/PTO

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STATEMENT BY APPLICANT**

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COMPLETE IF KNOWN

Application Number	10/544,261				
Filing Date	August 3, 2005				
First Named Inventor	Minoru Moriya et al.				
Group Art Unit					
Examiner Name					
Sheet	1	of	4	Attorney Docket Number	BY0006P

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code (if known)		
		6569861		Bakthavatchalam et al.	05/27/2003
		6727264		Marzabadi et al.	04/27/2004
		6720324		Marzabadi et al.	04/13/2004
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FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Office	Number		
		EP	1447402	Takeda Chemical Industries, Ltd.	08/18/2004
		EP	1219294	Takeda Chemical Industries, Ltd.	07/03/2002
		JP	2001 226269	Takeda Chemical Industries, Ltd.	08/21/2001
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		WO	01/21577	Takeda Chemical Industries, Ltd.	03/29/2001
		WO	01/82925	Takeda Chemical Industries, Ltd.	08/11/2001
		WO	02/06245	Synaptic Pharmaceutical Corporation	01/24/2002
		WO	02/02744	Synaptic Pharmaceutical Corporation	01/10/2002

Examiner Signature

Date Considered

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		Application Number	10/544,261
		Filing Date	August 3, 2005
		First Named Inventor	Minoru Moriya et al.
		Group Art Unit	
Examiner Name			
Sheet	2	of	4
		Attorney Docket Number	

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Office	Number	Kind Code (if known)		
		WO 01/21169			keda Chemical Industries, Ltd.	03/29/2001
		WO 04/004714			Synaptic Pharmaceutical Corporation	01/15/2004
		WO 04/043958			Tularik Inc.	05/27/2004
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		WO 03/045313			Merck & Co., Inc.	06/05/2003
		WO 02/00654			Pfizer Products Inc.	01/03/2002
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		WO 03/070244			Abbott Laboratories	08/28/2003

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NON PATENT LITERATURE DOCUMENTS

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